

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS
EASTERN DIVISION**

**Mary Andrus; Eleanor Archambeau; Diane Bonneau;
Lertis Caldwell; Priscilla Cote; Theresa DeJoy; Laural
Fankhauser; Nancy Kennedy; Barbara Williams;
Lucinda Youell,**

v.

Plaintiffs,

**Indevus Pharmaceuticals, Inc., F/K/A Interneuron
Pharmaceuticals, Inc.; Wyeth, Inc., F/K/A American
Home Products Corporation; Wyeth Pharmaceuticals,
Inc. F/K/A Wyeth-Ayerst Pharmaceuticals, Inc., A
Division of American Home Products Corporation; and
Boehringer Ingelheim Pharmaceuticals, Inc.**

Defendants.

CIVIL ACTION FILE

**DEFENDANT WYETH'S MOTION TO REFER
DECISION OF REMAND MOTIONS IN**

ALL DIET DRUG CASES TO A SINGLE JUDGE FOR DECISION

Defendant Wyeth hereby moves this Court to enter an order referring remand motions in all diet drug cases (and Wyeth's corresponding motions for a stay) to a single judge for decision.

In support of this motion, Wyeth relies upon the accompanying Memorandum in Support.

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Dated: May 7, 2004

CERTIFICATE OF COMPLIANCE WITH LOCAL RULE 37.1

I hereby certify that on May 7, 2004, Mary B. Murrane, counsel for Wyeth, held a conference with Matthew J. Matule, counsel for Indevus Pharmaceuticals, Inc. and Boehringer Ingelheim Pharmaceuticals, Inc. in the above-captioned action. Indevus Pharmaceuticals, Inc. and Boehringer Ingelheim Pharmaceuticals, Inc. assent to the filing of this motion. On May 6 and 7, 2004 Ms. Murrane held telephonic conferences with Edward J. Barshak, counsel for plaintiffs, and on May 7, 2004 received from Mr. Barshak a letter indicating plaintiffs' objection to this motion. Accordingly, the parties were unable to come to agreement or to narrow the issues regarding this motion.

/s/ Janice W. Howe

Janice W. Howe

CERTIFICATE OF SERVICE

I certify that on May 7, 2004 I served a copy of the above document upon the following by first class U.S. Mail, postage prepaid:

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